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P002-2018-000653

SIS# 2018-0116

Attorneys for Plaintiff

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF COCHISE

STATE OF ARIZONA,

Plaintiff,

v.

GLENN GARY ROBERTSON (001),

COUNTS: 1-3, 5-6, and 8-10.

TIMOTHY ARTHUR EVICCI (002),

COUNTS: 2, 4-5, 7 and 8.

Defendants.

Cause No.:

84 GJ 355

DIRECT INDICTMENT

CHARGING VIOLATIONS OF:

COUNT 1: ILLEGALLY CONDUCTING AN ENTERPRISE, a Class 2 Felony, in violation of A.R.S. § 13-2312(B).

COUNT 2: CONSPIRACY, a Class 2 Felony, in violation of A.R.S. § 13-1003.

COUNTS 3 and 4: FRAUDULENT SCHEMES AND ARTIFICES, a Class 2 Felony, in violation of A.R.S. § 13-2310.

COUNTS 5 and 6: TRANSPORT FOR SALE, IMPORT INTO THIS STATE OR OFFER TO TRANSPORT FOR SALE OR IMPORT INTO THIS STATE, SELL, TRANSFER OR OFFER TO SELL OR TRANSFER A NARCOTIC DRUG, a Class 2 Felony, in violation of A.R.S. § 13-3408(A)(7).

COUNT 7: OBTAINING OR PROCURING THE ADMINISTRATION OF A NARCOTIC DRUG BY FRAUD, a Class 3 Felony, in violation of A.R.S. § 13-3408(A)(6).

COUNTS 8, 9, and 10: ILLEGAL ADMINISTRATION OF A NARCOTIC DRUG, a Class 2 Felony, in violation of A.R.S. § 13-3408(A)(5).

The Arizona State Grand Jury accuses **GLENN GARY ROBERTSON (001)** and **TIMOTHY ARTHUR EVICCI (002)**, charging on this 29th day of May, 2019, that in or from Cochise County, Arizona:

COUNT 1
ILLEGALLY CONDUCTING AN ENTERPRISE, A CLASS 2 FELONY

On or between February 20, 2017, through November 9, 2018, **GLENN GARY ROBERTSON (001)**, and [REDACTED] employed by or associated with an enterprise, did knowingly conduct such enterprise's affairs through racketeering or did knowingly participate directly or indirectly in the conduct of any enterprise that the defendant(s) knew was being conducted through racketeering.

The enterprise was a group of persons associated in fact, including but not limited to, **GLENN GARY ROBERTSON (001)**, **TIMOTHY ARTHUR EVICCI (002)**, [REDACTED] and other unidentified co-conspirators, and the racketeering included:

- A. SCHEME OR ARTIFICE TO DEFRAUD**, including but not limited to the acts described in Counts 3, 4, 7, 8, 9, and 10, in violation of A.R.S. § 13-2310; and/or
- B. TRANSPORT FOR SALE, OFFER TO TRANSPORT FOR SALE, SELL, TRANSFER OR OFFER TO SELL OR TRANSFER A NARCOTIC DRUG**, in violation of A.R.S. § 13-3408; and/or
- C. OBTAIN OR PROCURE THE ADMINISTRATION OF A NARCOTIC DRUG BY FRAUD, DECEIT, MISREPRESENTATION OR SUBTERFUGE**, in violation of A.R.S. § 13-3407; and/or
- D. ILLEGAL ADMINISTRATION OF A NARCOTIC DRUG**, in violation of A.R.S. § 13-3408(A)(5).

The racketeering included, but was not limited to, the acts of racketeering described in Counts 2 through 10 of this Indictment (which are incorporated herein by reference as if set forth in full), in violation of A.R.S. §§ 13-2312(B), 13-2301(D)(4)(b)(xi) and (xx), 13-2313, 13-2314 et seq., 13-3408, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-703, 13-801, and 13-811.

COUNT 2
CONSPIRACY, A CLASS 2 FELONY

On or between February 20, 2017, through on or between August 4, 2018, **GLENN GARY ROBERTSON (001), TIMOTHY ARTHUR EVICCI (002),** and [REDACTED] with intent to promote or aid in the commission of an offense, agreed with one or more persons, both **KNOWN** and **UNKNOWN**, that at least one of them or another person would engage in conduct constituting an offense, to include:

- A. A SCHEME OR ARTIFICE TO DEFRAUD**, including but not limited to the acts described in Counts 3, 4, 7, 8, and 10, in violation of A.R.S. § 13-2310; and/or
- B. TRANSPORT FOR SALE, OFFER TO TRANSPORT FOR SALE, SELL, TRANSFER OR OFFER TO SELL OR TRANSFER A NARCOTIC DRUG**, in violation of A.R.S. § 13-3408; and/or

C. OBTAIN OR PROCURE THE ADMINISTRATION OF A NARCOTIC DRUG BY FRAUD, DECEIT, MISREPRESENTATION OR SUBTERFUGE, in violation of A.R.S. § 13-3407; and/or

D. ILLEGAL ADMINISTRATION OF A NARCOTIC DRUG, in violation of A.R.S. § 13-3408(A)(5).

COUNT 3
FRAUDULENT SCHEMES AND ARTIFICES, A CLASS 2 FELONY

On or between February 20, 2017, through on or between August 4, 2018, **GLENN GARY ROBERTSON (001)**, pursuant to a scheme or an artifice to defraud, knowingly obtained a benefit by means of false or fraudulent pretenses, misrepresentations, promises or material omissions, in violation of A.R.S. §§ 13-2310, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 and 13-801.

COUNT 4
FRAUDULENT SCHEMES AND ARTIFICES, A CLASS 2 FELONY

On or between February 20, 2017, through on or between August 4, 2018, **TIMOTHY ARTHUR EVICCI (002)**, pursuant to a scheme or an artifice to defraud, knowingly obtained a benefit by means of false or fraudulent pretenses, misrepresentations, promises or material omissions, in violation of A.R.S. §§ 13-2310, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702 and 13-801.

COUNT 5
TRANSPORT FOR SALE, IMPORT INTO THIS STATE OR OFFER TO TRANSPORT FOR SALE OR IMPORT INTO THIS STATE, SELL, TRANSFER OR OFFER TO SELL OR TRANSFER A NARCOTIC DRUG, A CLASS 2 FELONY

On or between February 20, 2017, through on or between August 4, 2018, **GLENN GARY ROBERTSON (001)**, and **TIMOTHY ARTHUR EVICCI (002)**, did knowingly transport for sale, import into this state, offer to transport for sale or import into this state, sell, transfer or offer to sell or transfer a narcotic drug, in violation of A.R.S. §§ 13-3408(A)(7),

(B)(7), (D), (F), 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-703, 13-801, 13-811, 13-2313, and 13-2314.

COUNT 6
TRANSPORT FOR SALE, IMPORT INTO THIS STATE OR OFFER TO TRANSPORT
FOR SALE OR IMPORT INTO THIS STATE, SELL, TRANSFER OR OFFER TO
SELL OR TRANSFER A NARCOTIC DRUG, A CLASS 2 FELONY

On or between February 20, 2017, through on or between May 30, 2018, **GLENN GARY ROBERTSON (001)**, and [REDACTED] did knowingly transport for sale, import into this state, offer to transport for sale or import into this state, sell, transfer or offer to sell or transfer a narcotic drug, in violation of A.R.S. §§ 13-3408(A)(7), (B)(7), (D), (F), 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, 13-703, 13-801, 13-811, 13-2313, and 13-2314.

COUNT 7
OBTAIN OR PROCURE THE ADMINISTRATION OF A NARCOTIC DRUG
BY FRAUD, DECEIT, MISREPRESENTATION OR SUBTERFUGE,
A CLASS 3 FELONY

On or between February 20, 2017, through on or between August 4, 2018, **TIMOTHY ARTHUR EVICCI (002)**, knowingly obtained or procured the administration of a narcotic drug, to wit: OXYCODONE by fraud, deceit, misrepresentation or subterfuge in violation of A.R.S. §§ 13-3408(A)(6), 13-3401, 13-603, 13-701, 13-702, 13-703, 13-801, 13-804, and 13-811.

COUNT 8
ILLEGAL ADMINISTRATION OF A NARCOTIC DRUG, A CLASS 2 FELONY

On or between February 20, 2017, through on or between August 4, 2018, **GLENN GARY ROBERTSON (001)**, knowingly administered a narcotic drug (to wit: "OXYCODONE") to **TIMOTHY ARTHUR EVICCI (002)**, in violation of A.R.S. §§ 13-3408(A)(5), 13-3401, 13-301, 13-302, 13-303, 13-304, 13-701, 13-702, and 13-801.

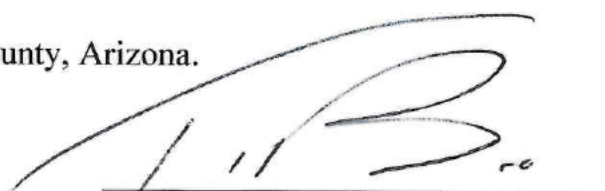
COUNT 9
ILLEGAL ADMINISTRATION OF A NARCOTIC DRUG, A CLASS 2 FELONY

On or between February 20, 2017, through on or between May 30, 2018, **GLENN GARY ROBERTSON (001)**, knowingly administered a narcotic drug (to wit: "OXYCODONE") to [REDACTED] in violation of A.R.S. §§ 13-3408(A)(5), 13-3401, 13-301, 1-302, 13-303, 13-304, 13-701, 13-702, and 13-801.

COUNT 10
ILLEGAL ADMINISTRATION OF A NARCOTIC DRUG, A CLASS 2 FELONY

On or between January 1, 2017, through on or between December 31, 2018, **GLENN GARY ROBERTSON (001)**, knowingly administered a narcotic drug (to wit: "OXYCODONE") to a person in violation of A.R.S. §§ 13-3408(A)(5), 13-3401, 13-301, 1-302, 13-303, 13-304, 13-701, 13-702, and 13-801.

Pursuant to A.R.S. § 21-425, the State Grand Jurors find that the offenses described above were committed in Cochise County, Arizona.


(A "True Bill")

MARK BRNOVICH
ATTORNEY GENERAL
STATE OF ARIZONA


STERLING STRUCKMEYER
Assistant Attorney General

Phx#7657387

Dated 3.24.19

By: 

FOREPERSON OF THE GRAND JURY